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5 **UNITED STATES DISTRICT COURT**  
6 **DISTRICT OF NEVADA**

7 UNITED STATES OF AMERICA,

8 Plaintiff,

9 vs.

10 ANTHONY RIVAS,

11 Defendant.

**SUPERSEDING**  
**CRIMINAL INDICTMENT**

Case No.: 2:22-cr-00044-APG-VCF

**VIOLATIONS:**

21 U.S.C. §§ 841(a)(1), 841(b)(1)(A)(vi), and 846  
– Conspiracy to Distribute a Controlled  
Substance

18 U.S.C. §§ 922(a)(1)(A), 923(a), and  
924(a)(1)(D) – Dealing in Firearms without a  
License

18 U.S.C. §§ 922(o) and 924(a)(2) – Unlawful  
Possession or Transfer of a Machine Gun

21 U.S.C. §§ 841(a)(1) and 841(b)(1)(B)(vi) –  
Distribution of a Controlled Substance

21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C) –  
Distribution of a Controlled Substance

21 U.S.C. §§ 841(a)(1) and 841(b)(1)(B)(vi) –  
Possession with Intent to Distribute a Controlled  
Substance

16 **THE GRAND JURY CHARGES THAT:**

17 **COUNT ONE**

18 Conspiracy to Distribute a Controlled Substance  
(21 U.S.C. §§ 841(a)(1), 841(b)(1)(A)(vi), and 846)

1 Beginning from a date unknown and continuing up to and including on or about  
2 February 24, 2022, in the State and Federal District of Nevada,

**ANTHONY RIVAS,**

3 the defendant herein, did knowingly and intentionally combine, conspire, confederate and agree  
4 with other persons known and unknown to the grand jury, to distribute 400 grams or more of a  
5 mixture and substance containing a detectable amount of N-phenyl-N-[1-(2-phenylethyl)-4-  
6 piperidinyl] propenamide (fentanyl), a Schedule II controlled substance, in violation of Title 21,  
United States Code, Sections 841(a)(1), 841(b)(1)(A)(vi) and 846.

**COUNT TWO**

7 Dealing in Firearms without a License  
8 (18 U.S.C. §§ 922(a)(1)(A), 923(a), and 924(a)(1)(D))

9 On or about December 16, 2021, in the State and Federal District of Nevada,

**ANTHONY RIVAS,**

10 the defendant herein, not being a licensed dealer of firearms within the meaning of Chapter 44,  
11 Title 18, United States Code, did willfully engage in the business of dealing in firearms, all in  
12 violation of Title 18, United States Code, Sections 922(a)(1)(A), 923(a), and 924(a)(1)(D).

**COUNT THREE**

13 Illegal Possession of a Machine Gun  
14 (18 U.S.C. §§ 922(o) and 924(a)(2))

15 On or about December 16, 2021, in the State and Federal District of Nevada,

**ANTHONY RIVAS,**

16 the defendant herein, did knowingly possess a machine gun, to wit: four Glock selector switches  
17 used to modify Glock semi-automatic firearms to fire as fully automatic weapons, enabling the  
18 firearm to automatically shoot more than one shot, without manual reloading, by a single  
19 function of the trigger, all in violation of Title 18, United States Code, Sections 922(o) and  
924(a)(2).

**COUNT FOUR**

Distribution of a Controlled Substance  
(21 U.S.C. §§ 841(a)(1) and (b)(1)(C))

On or about December 16, 2021, in the State and Federal District of Nevada,

**ANTHONY RIVAS,**

the defendant herein, did knowingly and intentionally distribute fentanyl, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

**COUNT FIVE**

Dealing in Firearms without a License  
(18 U.S.C. §§ 922(a)(1)(A), 923(a), and 924(a)(1)(D))

On or about January 12, 2022, in the State and Federal District of Nevada,

**ANTHONY RIVAS,**

the defendant herein, not being a licensed dealer of firearms within the meaning of Chapter 44, Title 18, United States Code, did willfully engage in the business of dealing in firearms, all in violation of Title 18, United States Code, Sections 922(a)(1)(A), 923(a), and 924(a)(1)(D).

**COUNT SIX**

Illegal Possession of a Machine Gun  
(18 U.S.C. §§ 922(o) and 924(a)(2))

On or about January 12, 2022, in the State and Federal District of Nevada,

**ANTHONY RIVAS,**

the defendant herein, did knowingly possess a machine gun, to wit: a drop in auto sear used to modify a Diamondback model DB 15 multi-caliber rifle bearing serial number DB2456526, enabling said firearm to automatically shoot more than one shot, without manual reloading, by a single function of the trigger, all in violation of Title 18, United States Code, Sections 922(o) and 924(a)(2).

**COUNT SEVEN**

Distribution of a Controlled Substance  
(21 U.S.C. §§ 841(a)(1) and (b)(1)(B)(vi))

On or about January 13, 2022, in the State and Federal District of Nevada,

**ANTHONY RIVAS,**

the defendant herein, did knowingly and intentionally distribute 40 grams or more of a mixture and substance containing a detectable amount of N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl]propanamide (fentanyl), a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B)(vi).

**COUNT EIGHT**

Distribution of a Controlled Substance  
(21 U.S.C. §§ 841(a)(1) and (b)(1)(B)(vi))

On or about February 15, 2022, in the State and Federal District of Nevada,

**ANTHONY RIVAS,**

the defendant herein, did knowingly and intentionally distribute 40 grams or more of a mixture and substance containing a detectable amount of N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl]propanamide (fentanyl), a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B)(vi).

**COUNT NINE**

Possession with Intent to Distribute a Controlled Substance  
(21 U.S.C. §§ 841(a)(1) and (b)(1)(B)(vi))

On or about February 24, 2022, in the State and Federal District of Nevada,

**ANTHONY RIVAS,**

the defendant herein, did knowingly and intentionally possess with the intent to distribute 40 grams or more of a mixture and substance containing a detectable amount of fentanyl, a Schedule

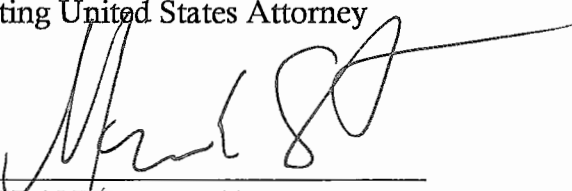
1 II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and  
2 841(b)(1)(B)(vi).

3 **DATED:** this 15<sup>th</sup> day of March 2022.

4 **A TRUE BILL:**

5 /S/  
FOREPERSON OF THE GRAND JURY

6  
7 CHRISTOPHER CHIOU  
Acting United States Attorney

8  
9 By   
10 MELANEE SMITH  
Assistant United States Attorney

11 Attorneys for Plaintiff  
UNITED STATES OF AMERICA